

## SUPREME COURT—OCTOBER TERM, 1884.

Associate Justice McCULLY on the Bench.

WEDNESDAY, Oct. 18.

Ah Chee vs. Sung Kwong Wo Company. A. G. Hartwell for plaintiff. John Russell for defendant. This case is being tried by a foreign jury.

SATURDAY, Oct. 24, 1884.

The Court opened at 10 o'clock.

The King vs. F. G. Pond, gross cheat. On motion of the Deputy Attorney-General, the Court ordered that the case be continued for the term, and that defendant be released on his own recognizance in the sum of \$500, to appear at the January term.

W. H. Holmes vs. Ah Hong. Assumpsit. Jury waived. After hearing testimony of plaintiff, there being no defense, the Court ordered judgment for plaintiff for \$1500, the amount claimed, with interest and costs.

Puhl et al. vs. Kaulana et al. Ejectment. Jury waived. The case was partly heard and continued till called up for further testimony on both sides.

Isaac Umi vs. Kalua (w). Petition for divorce. The Court grants a divorce.

Poina (Ch) vs. W. C. Parke. Trespass. Jury waived. This case was partially heard and continued till called up.

Candidates for admission to the Bar are examined at chambers by Judd, Chief Justice, and Austin, Judge.

## MONDAY'S PROCEEDINGS.

The Court opened at 10 A. M.

W. C. Achi vs. Kapa et al. Ejectment. W. R. Castle for plaintiff. F. M. Hatch for defendants. Verdict for defendants, and exceptions taken to the rulings of the Court.

TUESDAY, Oct. 27th.

Akina (Ch) vs. W. C. Parke. Trespass. Jury waived. W. R. Castle for plaintiff. F. M. Hatch for defendant. Trial of the case, continued from the 25th inst., is resumed. After partial hearing, the case is continued till called up.

Melo Holelua et al. vs. Keoni Kapua et al. Ejectment. E. Preston and A. Rosa for plaintiffs. F. M. Hatch and W. A. Kinney for defendants. The case was tried before a mixed jury, who rendered a verdict for plaintiffs, with \$500 damages.

The King vs. Mukini (k). Larceny in the fourth degree. Appeal from Police Judge, Honolulu. Antone Rosa for the Attorney-General. J. M. Pospoe for defendant. The case was tried before a Hawaiian jury.

THURSDAY, Oct. 30, 1884.

Emma Kaleleonalani et al. vs. Commissioners of Crown Lands: Ejectment. Jury waived. On motion of A. S. Hartwell, counsel for plaintiffs, ordered that the case be heard in vacation, as of the term, on Thursday, November 20, 1884.

Bishop & Co. vs. C. Bolte et al.: Assumpsit. Jury waived. On motion of Edward Preston, attorney for plaintiffs, ordered that the case be continued for the term.

Allen & Robinson vs. Ah Len et al.: Assumpsit. On motion of F. M. Hatch, attorney for plaintiff, ordered that the default of defendants be entered, and the Clerk assess the damages.

A. Barnes et al. vs. Charles B. Makee: Ejectment. Jury waived. A. S. Hartwell for plaintiff; Edward Preston for defendant. Submitted on plaintiff's motion for judgment.

Akina (Ch.) vs. W. C. Parke: Trespass. Jury waived. Trial of this case continued from 28th instant, is resumed. The case is argued and submitted. The Court renders an oral judgment for defendant, written decision to be filed later.

Chung Wa vs. Sun Wo Co.: Assumpsit. Appeal from Police Justice. F. M. Hatch for plaintiff; W. R. Castle for defendants, appellants. The case is now on trial.

FRIDAY, Oct. 31.

Pauheana (w) vs. Leo (k) et al. Equity appeal. M. Thompson, counsel for plaintiff, appellant. A. S. Hartwell for defendants. By consent of counsel, ordered that the appeal be submitted on briefs to be filed before November 10th.

Kaanaana et al. vs. J. L. Richardson. Appeal from Water Commissioners at Ewa and Waianae. E. Preston for defendant, appellant. No appearance for plaintiffs, respondents. After hearing testimony for defendant, the case is submitted without argument.

John B. Silva et al. vs. Antonio J. Lopez et al. Equity appeal. C. W. Ashford for plaintiffs. F. M. Hatch for defendants, appellants. By consent of counsel, ordered that the case be placed on the calendar, and be heard in vacation, as of term, on November 19th.

Harriet E. Coleman vs. Charles C. Coleman. Separation. On appeal. A. S. Hartwell for plaintiff. C. W. Ashford for defendant, appellant. The appeal is argued and submitted, counsel for plaintiff withdrawing objections to the case going on the calendar.

At 12:35 the Court adjourned.

## Police Court.

BEFORE POLICE JUSTICE BICKERTON.

TUESDAY, Oct. 28th.

Upon a failure to appear and answer to charges of drunkenness, John McFarlane forfeited \$6, and D. Naone \$10.

Makanui, who pleaded guilty to a charge of drunkenness, was fined \$5 and \$1 costs.

Kamiki (k) and Loeka (w) pleaded guilty to a charge of adultery, and the former was fined \$30 and \$1 costs, and the latter \$15 and \$1 costs.

Ah Sung, Ah Kum and Ah Sang, who were tried yesterday for gaming on the 25th inst., were sentenced to pay a fine of \$10 each, and to imprisonment at hard labor for 48 hours. Notice of an appeal was given.

WEDNESDAY, Oct. 29th.

On charges of drunkenness five persons pleaded guilty, and were each fined \$5 and \$1 costs; and three each forfeited \$6 by failing to appear and answer when called.

Hoolihiomau, a truant, was discharged.

Honokea and Wm. Kahibaum, who were arrested for driving over a bridge faster than a walk, will be tried to-day.

Kalaau, belonging to a schooner laying at one of the wharves, was arrested for an assault on a banana peddler named Awa. The evidence showed that the Chinaman endeavored to practice extortion, and the defendant was discharged.

A. Aea, a former employee of H. H. Parker, the proprietor of the *Kuokoa* (Independent) newspaper, was, after an examination, committed for trial by the Supreme Court on a charge of being a gross cheat. It seems that he made collections of subscriptions to the paper and neglected to account properly for them.

THURSDAY, Oct. 30.

There were no cases of drunkenness.

W. P. Cropley, charged with driving over a bridge faster than a walk, failed to appear and answer, and his bail of \$5 was forfeited.

Ah Po and Ah Chew, arrested for an affray, both plead not guilty. Policeman Keo testified that he did not see any fight. He heard the cry "haul in," went where it was and found Ah Po covered with mud, and arrested both. That being all the evidence, the case was dismissed.

Wm. Kahibaum and Honokea plead guilty to driving fast over a bridge, and were each fined \$5 and \$1 costs.

Billa, charged with stealing a coat worth \$4.75, the property of Geo. Heffner, on the 26th inst., admits the possession of the coat, but says he purchased it of one John Hapa.

The case of the two boys named Kekua and Kualai, arrested for truancy, coming up, the former was given into the custody of his cousin, and the other will be attended to on Saturday.

Le Kui, the driver of the two black horses which ran up Fort street with a dray Wednesday, arrested on a charge of violating Number Six of the Express Rules, which requires all horses to be tied when the driver leaves them, had his trial commenced. Makapalau, Police No. 7, testified that he was at the corner of King and Fort streets and saw the runaway, and that after it was stopped, he arrested the driver, and brought the runaways to the Station House. The case was then continued until Friday.

FRIDAY, Oct. 31st.

Akiona, the Chinese police officer who was arrested yesterday for assault and battery on Lu Po, in the office of the Station House, had his trial. Lu Po, the prosecuting witness, testified that as he was passing through the Police office that defendant took hold of him by the coat and struck him in the breast, knocking him over, when he was again struck in the back and kicked while down, and then Capt. Tell took him away. Akiona, when catching him by the coat, had said, "I am prepared to beat you to death, if it costs me \$200. Lu Po is in the employment of Sing Chung & Co. Capt. Tell, who was in the Police office, corroborated the evidence of Lu Po, and added that when he saw the first blow struck he cried out, "Stop, Akiona," and jumped for the striker and seized him and shoved him up against the bar, and asked what that was done for. Akiona said that Lu Po had been telling the Chinamen that he was the cause of his being assaulted the day before. Defendant was found guilty, and fined \$50 and costs of \$1.20. Notice of an appeal was given.

Billa, charged with stealing a \$4.75 coat from Geo. Heffner, was discharged.

Lee Fang, charged with fowl stealing, was discharged for want of evidence.

Chang Chew, Le Quai, Chuck Kam, Chin Wood, Wong Chin, and Lam Fai, six Chinamen, arrested for assault and battery on Lu Po, on Wednesday, each gave bail in the sum of \$25, and will be tried next Tuesday.

John Happa arrested for stealing the coat that Billa was charged with stealing, will be tried Saturday.

Lee Kiu, whose dray horses ran away Wednesday, and who was arrested for a violation of rule 6 governing hack drivers, was discharged for want of sufficient evidence to convict.

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